

Service Date: March 9, 1988

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

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IN THE MATTER of the Application )	
of the TOWN OF HYSHAM For Auth- )	UTILITY DIVISION
ority to Increase Sewer Rates and )	DOCKET NO. 87.11.73
Charges in Hysham Montana Service )	DEFAULT ORDER NO. 5335
_____)	

On November 19, 1987, the Town of Hysham (Town or Applicant) filed an application with the Montana Public Service Commission for an order authorizing the Applicant to increase its sewer rates to provide revenues to defray increased costs of operation and to maintain and repair existing systems.

Having considered the application and documentation furnished by the Applicant in support of its application and deeming itself fully advised in the premises, the Commission makes the following Findings of Fact and Conclusions of Law:

FINDINGS OF FACT

1. A Notice of Opportunity For Public Hearing to be held, if requested, was published in the February 4, 1988, edition of the Hysham Echo and the January 30, 1988, edition of the Billings Gazette. The notice stated that if no requests for a public hearing were received by February 22, 1988 an appropriate order

may be issued based upon the evidence submitted with the application.

2. No protests or requests for public hearing were received and no hearing was scheduled.

3. The Town Council of the Town of Hysham passed Resolution No. 87-13 setting sewer rates at the proposed level.

4. The Town alleges it needs additional revenue to provide for increased costs of operation and to adequately maintain the existing system.

5. The Town anticipates that the proposed rates will increase annual revenues by approximately \$2,400.

#### CONCLUSIONS OF LAW

1. The Applicant, the Town of Hysham, is a public utility as defined in Section 69-3-101, MCA. The Montana Public Service Commission properly exercises jurisdiction over the Applicant's rates. Title 69, Chapter 7, MCA.

2. The Commission has provided adequate public notice and an opportunity to be heard as required by Section 69-3-303, MCA, and Title 2, Chapter 4, MCA.

3. The rates and rate structure approved in this order are just and reasonable. Sections 69-3-201 and 69-3-330, MCA.

#### ORDER

1. The rates as filed by the Town with its application are authorized.

2. These rates shall be effective for all sewer services rendered on and after March 7, 1988.

DONE IN OPEN SESSION at Helena, Montana on this 7th day of March, 1988 by a 5 to 0 vote.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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CLYDE JARVIS, Chairman

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JOHN B. DRISCOLL, Commissioner

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HOWARD L. ELLIS, Commissioner

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TOM MONAHAN, Commissioner

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DANNY OBERG, Commissioner

ATTEST:

Ann Purcell  
Acting Secretary

(SEAL)

NOTE: Any interested party may request that the Commission reconsider this decision. A motion to reconsider must be filed within ten (10) days. See 38.2.4806, ARM.